

Customer Number

24024

CERTIFICATE OF MAILING

I hereby certify that this TRANSMITTAL is being deposited with the U.S. Postal Service, with sufficient postage, as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on this 14th day of July, 2004.

Type or Printed name of person signing this certificate:

Wendy A. Frick

Signed: Wendy A. Frick

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:  
Warman, et al.

Serial No.: 09/931,375

Filed: August 17, 2001

For: **REGULATOR GENE AND SYSTEM  
USEFUL FOR THE DIAGNOSIS AND  
THERAPY OF OSTEOPOROSIS**

) Examiner: Kerr, Kathleen M.  
)  
)

) Art Unit: 1652  
)  
)

) Attorney Docket No.: 27708/04049  
)  
)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**TRANSMITTAL OF PRELIMINARY AMENDMENT**

Dear Examiner Kerr:

Transmitted herewith are the following:

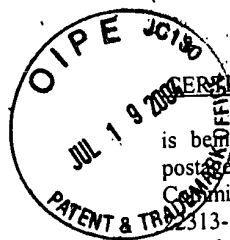
1. Preliminary Amendment; and
2. A Return Receipt Postcard.

It is believed that no further fee is required relating to the filing of this document. If this is not the case, the Patent Office is hereby authorized to charge any related fee to Deposit Account No. 03-0172. A duplicate copy of this sheet is attached.

Respectfully submitted,

Date: July 14, 2004

By: Pamela A. Docherty  
Pamela A. Docherty, Reg. No. 40,591  
(216) 622-8416



**CERTIFICATE OF MAILING**

I hereby certify that this **PRELIMINARY AMENDMENT** is being deposited with the U.S. Postal Service, with sufficient postage, as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on this 14 the day of July, 2004

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Examiner: Seharaseyon, J.

Art Unit: 1647

Attorney Docket No.: 27708/04049

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**PRELIMINARY AMENDMENT**

Dear Sir:

The following is in response to the notice of non-compliant amendment sent on July 8, 2004. Please amend the above-identified application as follows:

**Amendments to the Specification** are found on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this paper.

**Remarks** begin on page 11 of this paper.

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